



**CITY COUNCIL MEETING**  
**Monday, June 14, 2010**

**A. Call to Order**

Mayor Cassinelli called the meeting to order at 6:07 p.m.

**B. Flag Salute**

The Pledge of Allegiance was recited.

**C. Roll Call**

Present: Councilmembers Jensen, Chin, Marshall, Greene and Forner, Mayor Cassinelli.

**D. Approval of Agenda**

**ACTION: Motion to approve the agenda (Greene/Jensen). 5 Ayes 0 Nays 0 Abstain.**

**E. Approval of Amended Consent Agenda**

Warrants on the agenda corrected to include #29506 and #29507 totaling \$13,895.59, with a grand total of \$190,325.42.

**ACTION: Motion to approve the consent agenda with the amendments (Marshall/Greene) 5 Ayes 0 Nays 0 Abstain.**

**F. Reports**

**1. Staff Reports**

- a. Police Chief Flint Wright presented a written report for May 2010.
- b. City Planner Skip Urling commented that Washington State Parks will be doing a Seashore Conservation Line survey for the Seashore Conservation Area. They are able to do aerial photos while doing a survey, if requested by the city. He also distributed a Draft Amended Land Use Procedures Ordinance for action at a future meeting
- c. Deputy City Clerk PJ Kezele reported \$34,216 in overdue water/sewer bills was collected from 5/27/10 to 6/14/10, reducing the past due balance of \$80,200 to \$45,984.

**2. Council Reports**

- a. Councilmember Chin reported that she has not been regularly informed of committee meetings, including the prioritization of the Six-Year Transportation Improvement Program priorities. She would like to remind everyone that she needs to be included in meetings in order to serve the public who elected her.
- b. Councilmember Marshall reminded everyone a Briefing Memo is needed on all business and discussion items. Greene will work with the new City Clerk to ensure proper procedure is followed.

- c. Councilmember Greene reported that the Black Lake Steering Committee met and reviewed the Department of Ecology's (DOE) response to the plan prepared by the consultant, Turnstone. The committee decided to sponsor the co-chairs to relook at the draft after DOE's negative response to the quality of work produced by Turnstone. Three consultants from DOE will be assisting the committee with the rewrite. The group hopes to complete the work by the end of next month. DOE will not fund replacement of the weir/outfall. This work has not been budgeted, so another source of funding would be needed to complete the work.

### **3. Mayor's Report**

Councilmember Greene and the mayor attended the Timberland Library Board of Trustees meeting. Ann Saari has resigned from the board due to health problems. Another members term expires in 2010, and she is not eligible for reappointment. The city is looking for two members for the board. City Hall has a description of the board responsibilities. To apply, letters should be submitted to the City Clerk. Representatives do not have to be from Ilwaco, as the board serves the entire peninsula. The mayor also attended the Long Beach Convention and Visitor's Board meeting.

### **G. Comments of Citizens and Guests present**

1. Don Berger distributed and read a letter regarding the Milt Gudgell development permit.
2. Diane Zimmerman requested relief from her water bill due to a leak outside her house.  
**ACTION: Motion to add the item to the Discussion agenda (Marshall/Greene)**  
**5 Ayes 0 Nays 0 Abstain**
3. Nellie Beasley commented positively on children playing at the fire hall.
4. Dale Beasley via Gary Forner requested that the brush be trimmed by Cook's Hill for road visibility.

### **H. Business**

#### **1. Public Hearing on the Six-Year Transportation Improvement Program.**

The mayor opened the hearing at 6:45 p.m. The mayor indicated the plan needs to be approved by the end of June in order to send the plan to the Department of Transportation by the July 1 deadline. Marshall discussed the purpose and intent of the plan. Chin explained the map and supporting documents. Greene asked why Ortelius Drive in Vandalia is not on the list. He asked why a list of all the graveled roads in Ilwaco is not on the plan. Don Berger commented that the Comprehensive Plan lists some of the same items. Mayor Cassinelli read a comment submitted via email by Bob Nistler. Marshall commented on several roads that need repair, as well as a generic statement regarding sidewalk improvements. Closed at 6:52 p.m.

#### **2. Resolution updating the existing fire hydrant standards.**

Councilmember Forner presented the resolution to the council.

**ACTION: Motion to approve Resolution 2010-03 updating the existing fire hydrant standards. (Forner/Greene). A roll call vote was taken. 5 Ayes 0 Nays 0 Abstain.**

**3. Letter confirming continued support of the National Heritage Area.**

Mayor Cassinelli presented a draft letter confirming the council's support of the National Heritage Area. The mayor explained that the letter is an example of a letter that would go to the county commissioners, as well as other politicians.

**ACTION: The mayor will follow-up, as the situation and support for the matter has shifted.**

**4. Shoreline Substantial Development Permit and Site Plan Application for Pacific Salmon Charters.**

Skip Urling provided background regarding the project and the state law requiring the permit. The Planning Commission held a Public Hearing on May 25, 2010.

Councilmember Forner asked if the attorney had reviewed the application, as per the Ilwaco Municipal Code. He also asked if there was a letter of support from the Port of Ilwaco Commissioners, in addition to the letter from the Port Manager. Mr. Gudgell will get a copy of the letter from the Port Commissioners for the record. Marshall reaffirmed that the reason the permit was required was per state law. Jensen asked whether the project meets parking requirements. He also asked about an obstruction or alteration of views. Marshall confirmed that a public hearing had been held. Mr. Gudgell discussed the timing of the project and when he expects to start and complete the project.

**ACTION: Motion to approve the Shoreline Substantial Development Permit and Site Plan Application for Pacific Salmon Charters (Marshall/Forner).**

**5 Ayes 0 Nays 0 Abstain.**

**5. Resolution authorizing acceptance of credit and debit cards.**

Councilmember Greene presented the resolution to the council. Marshall asked about whether we are going to charge transaction fees. Greene explained that we were not at this time, but the resolution allows for that option in the future. Councilmember Forner presented the resolution to the council.

**ACTION: Motion to approve Resolution 2010-06 authorizing acceptance of credit and debit cards (Greene/Marshall). A roll call vote was taken. 5 Ayes 0 Nays 0 Abstain.**

**I. Discussion**

**1. Gudgell Shoreline Substantial Development Permit and Site Plan Application.**

City Planner Skip Urling requested the item be moved to the Business agenda.

**ACTION: Motion to move the item to the Business agenda (Marshall/Greene).**

**5 Ayes 0 Nays 0 Abstain.**

**2. Resolution adopting Six-Year Transportation Improvement Program**

Councilor Jensen discussed several roads that need to be included in the plan, including Reservoir and School Road. Forner asked about Provo Street. There are plans for PUD to move electrical underground in Vandalia. There was a discussion regarding PUD cutting roads and not paving and repairing up to city standards. The mayor stated he would send a letter to PUD regarding the recent work done on Pearl Street. Jensen asked about whether PUD is required to notify us or obtain a permit to do work on our streets. Greene

requested Chin send out an updated draft of the plan to council, as the item will be moved to the Business agenda for the regular June 28, 2010, meeting. Marshall reiterated that we should not miss the deadline due to lack of firm numbers, and also wanted to ensure that all deficient sidewalks are included on the list. Mayor Cassinelli thanked Councilmember Chin for her work on the map and research regarding a website prioritizing City of Ilwaco streets.

**ACTION: Councilmember Chin to work with city staff to update the list and accompanying map. Staff to continue to complete work on costs, so the program can be adopted at the June 28, 2010, meeting and meet the DOT July 1, 2010, deadline.**

**3. Resolution authorizing acceptance of credit and debit cards.**

Councilmember Greene requested the item be moved to the Business agenda.

**ACTION: Motion to move the item to Business (Greene/Marshall).**

**5 Ayes 0 Nays 0 Abstain.**

**4. Ordinances regulating adult entertainment and sexually-oriented businesses.**

City Planner Skip Urling presented the ordinance. Greene asked about a fee schedule, which Urling said would be included in the final ordinance. Greene asked if there is viable land within the M-1 zone that could be used for this purpose. Urling said there is, but there would have to be a landowner willing to sell. Urling also stated that the ordinance has been reviewed by the attorney. Urling said the next step is a public hearing and action, preferably on June 28, 2010.

**ACTION: Skip Urling to work with the City Clerk to notice the Public Hearing and schedule the item for council action.**

**5. Diane Zimmerman request for relief on water bill for leak.**

Councilmember Marshall asked for details regarding the break. Greene asked about water pressure. Marshall stated that the law does not allow for relief from leaks. Marshall stated that he does not believe that the meter was read at the end of January; however, he also believes that did not create a situation that prevented the city from providing an early warning prior to when the homeowner became aware of the leak herself. Marshall stated Long Beach has an ordinance that gives some kind of one-time relief, which could be looked at in the future. Gary Kobes offered the suggestion that Ms. Zimmerman make a claim on her homeowner's insurance. Marshall also said there is a leak detector that an owner can use, if desired, and that they can read their own meter frequently to protect their own interests. Jensen suggested a "leak insurance fee" be considered in the future.

**ACTION: It was left that there appeared to be no relief available to Ms. Zimmerman.**

**J. Future Discussion: Pending**

1. Insurance coverage: Properties not listed on original bid.
2. Sale of Steed house.
3. Stormwater Utility Ordinance.

**K. Executive Session**

None. The possibility of a future special meeting regarding pending litigation was discussed during the regular meeting.

**L. Adjournment**

**ACTION: Motion to adjourn (Jensen/Marshall). Mayor Cassinelli adjourned the meeting at 8:44 p.m.**

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Mike Cassinelli, Mayor

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PJ Kezele, Deputy City Clerk